

NOTICE OF PROPOSED RULE ADOPTION

F L E D
SEP 15 2006

STATE OF MISSISSIPPI
Mississippi Commission on Environmental Quality
Mississippi Department of Environmental Quality



MISSISSIPPI
SECRETARY OF STATE
Mississippi Commission on Environmental
Quality
c/o Mary Jacq Easley, Senior Attorney
Department of Environmental Quality
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Specific Legal Authority Authorizing the promulgation of
Rule:
Miss. Code Ann. 49-2-9(1)(b) Rev. 2003

Reference to Rules repealed, amended or suspended by the
Proposed Rule: "Acid Rain Program Permit Regulations for
the Purpose of Title IV of the Federal Clean Air Act",
APC-S-7

Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule:

The amendments to "Acid Rain Program Permit Regulations for the Purpose of Title IV of the Federal Clean Air Act", APC-S-7 involve adoption of Acid Rain Program Permit Regulations that have been promulgated by the U.S. Environmental Protection Agency in 40 CFR Parts 72 and 76 since November 20, 2003.

This rule is proposed as a Final Rule, and/or a Temporary Rule (Check one or both boxes as applicable.)

Persons may present their views on the proposed rule by addressing written comments to the agency at the above address. Persons making comments should include their name and address, as well as other contact information, and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

Oral Proceeding: Check one box below:

An oral proceeding is scheduled on this rule on:

Date: Tuesday, October 17, 2006
Time: 10:00 a.m.
Place: Mississippi Dept. of Environmental Quality, 101 W. Capitol St., Jackson, Mississippi

If you wish to be heard and present evidence at the oral proceeding you must make a written request to the agency at the above address at least five (5) days prior to the proceeding to be placed on the agenda. The request should include your name, address, telephone number as well as other contact information; and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

An oral proceeding is not scheduled on this rule. Where an oral proceeding is not scheduled, an oral proceeding will be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) persons. The written request should be submitted to the agency contact person at the above address within twenty (20) days after the filing of this notice of proposed rule adoption and should include the name, address and telephone number of the person(s) making the request; and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

Economic Impact Statement: Check one box below:

- The agency has determined that an economic impact statement is not required for this rule, or
- The concise summary of the economic impact statement required is attached.

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.

Date Rule Proposed: September 15, 2006

Proposed Effective Date of Rule: 30 days after filing of final rule.

Mary Jacq Easley Senior Attorney